

**LOUISVILLE METRO COUNCIL MEETING  
REGULAR MEETING  
APRIL 15, 2010  
6:00 PM  
METRO COUNCIL CHAMBERS**

**CALL TO ORDER:** President Owen called the **April 15, 2010** Regular Meeting of the Louisville Metro Council to order at 6:00 PM. He asked all to rise and join him in the Pledge of Allegiance to the Flag.

**ROLL CALL:**

JUDY GREEN: PRESENT  
BARBARA SHANKLIN: PRESENT  
MARY WOOLRIDGE: PRESENT  
DAVID TANDY: PRESENT@6:18pm  
CHERI BRYANT HAMILTON: PRESENT  
GEORGE UNSELD: PRESENT  
KEN FLEMING: PRESENT  
PRESIDENT TOM OWEN: PRESENT  
TINA WARD-PUGH: PRESENT  
JIM KING: PRESENT  
KEVIN KRAMER: PRESENT  
RICK BLACKWELL: PRESENT@6:06pm  
VICKI WELCH: PRESENT@6:06pm  
BOB HENDERSON: PRESENT  
MARIANNE BUTLER: PRESENT  
KELLY DOWNARD: PRESENT  
GLEN STUCKEL: PRESENT  
JON ACKERSON: PRESENT  
HAL HEINER: PRESENT  
STUART BENSON: PRESENT  
DAN JOHNSON: PRESENT  
ROBIN ENGEL: PRESENT  
JAMES PEDEN: PRESENT  
MADONNA FLOOD: PRESENT  
DOUG HAWKINS: PRESENT@6:05PM  
BRENT ACKERSON: PRESENT@6:05PM

CLERK: There are 26 members present establishing a quorum.

**ADDRESSES TO COUNCIL:**

PRESIDENT OWEN: Madam Clerk, do we have any addresses to Council.

CLERK: Yes, sir.

***Adwin Lowry- 4 H programs in Louisville***

***Marvin Dever- Little known camp aids affected children***

CLERK: That concludes the addresses to council, Mr. President.

PRESIDENT OWEN: Thank you.

**INTRODUCTION OF PAGES:**

PRESIDENT OWEN: Thank you, Madam Clerk.

Councilwoman Flood, would you introduce your page, please.

COUNCILWOMAN FLOOD: Thank you, Mr. President.

It's a pleasure to introduce to you tonight Elizabeth Mae Guyer.

She is my page this evening.

Elizabeth is a first grader at St. Edwards School.

She's a very good student and is in the advanced reading program.

She plays soccer and basketball and also enjoys playing with her younger sisters, Katherine and Abigail.

She's usually in attendance is he Okolona park neighborhood meeting which she attends with her mother, Dana Guyer, who is the president and her father Matt usually accompanies them as well.

Elizabeth would like to be a teacher or help others when she grows up. She helps the Okolona community by participating in the Brightside cleanups and helped made the community better by attending the Farmer's Market on a regular basis. I'm very proud to welcome Elizabeth as my page and hope you will, too. I would also like to challenge you to ever find when this child isn't smiling because she always has a huge smile for everybody out in the district. Thank you, Elizabeth.

PRESIDENT OWEN: Councilwoman Ward-Pugh, you have a point of personal privilege.

COUNCILWOMAN WARD-PUGH: Yes, sir, Mr. President, colleagues, I would like to ask Ms. McClaskey if she would stand or come forward to the podium but just wanted to say briefly tonight that while I'm not going to read the entire proclamation, what we are doing here is declaring and proclaiming April as parliamentary law month. We are honoring the Louisville unit of the national parliamentary association. Ms. McClaskey here, she's the Louisville unit president and the chair and a professional registered parliamentarian. And she presides at the meetings that are held between September and May at the Crescent Hill Library. I wanted to say thank you for your good work and thank you for continuing the principles and practices that from time to time have to keep this august body under control. I want to thank you for that and recognize you and give you this proclamation.

PRESIDENT OWEN: Thank you very much. Welcome.

I think this president could stand a strong dose of a parliamentarian

MS. McCLASKEY: May I have a request for personal privilege and say thank you?

Thank you for recognizing the importance of using parliamentary procedure in the conduct of business and I know I have done a workshop some years ago and some of you attended. And so, I know you know the value of it. If Robert was still alive, he would appreciate it.

## **Proclamation by the Louisville/Jefferson County Metro Council**

*To all whom these letters shall come, Greetings:  
Know ye, that the Louisville Metro Council hereby proclaims  
April 2010 Parliamentary Law Month*

**WHEREAS**, It is appropriate to recognize the Louisville Unit of the National Parliamentary Association (NAP), who meets monthly (Sept. to May) at the Crescent Hill Library on Frankfort Avenue, and has continuously for 40 plus years; and

**Whereas**, The Louisville Unit President and Chair, Mrs. William H. (Belma) McClaskey is a Professional Registered Parliamentarian, PRP, who presides at the meetings that include a planned study session for parliamentary procedure clarification for attendees; and

**Whereas**, It is timely to reflect upon the importance of parliamentary procedure in the meetings of both public and private organizations; and

**Whereas**, It is important to remember that the correct use of parliamentary procedure protects the rights of the majority, the minority, individual members, absentees, and all of these together, all the while fostering orderly deliberation, and

**Whereas**, The Louisville Unit of the NAP is dedicated to educating leaders throughout Metro Louisville in effective meeting management through the use of parliamentary procedure, and

**Whereas**, the vision of the NAP is to provide parliamentary leadership to the world:

*THEREFORE, THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, (THE COUNCIL) HEREBY PROCLAIMS APRIL 2010 AS PARLIAMENTARY LAW MONTH.*

And call upon districts, associations, units and all members to observe the month with appropriate programs as a way to call attention to the importance of correctly using Parliamentary procedure.

*Done in Louisville, Kentucky  
This 1<sup>st</sup> Day of April, 2010*

*Honorable Tina Ward-Pugh  
Ninth District Councilwoman*

PRESIDENT OWEN: Thank you Councilwoman.

**GUESTS:**

Councilwoman Green, you have guests?

COUNCILWOMAN GREEN: Thank you, Mr. President.

I would like for Major Pitcock, Chief White, Ms. Rebecca Grignon and the parents of Peter Grignon to please come forward.

Two weeks ago, colleagues, I had the awesome privilege of attending an event where slain Officer Peter Grignon was awarded or was memorialized by a garden in the second division. It was a very moving event. Chief White and Major Pitcock made this event happen because of the sacrifice that Officer Grignon made to this community. And I just wanted to recognize his family and let all of you know and the viewing audience know what a sacrifice these made -- these people made for our community.

Now what do I mean by the sacrifice they made?

Every day Officer Grignon got up went to work, kissed his wife goodbye and she expected him to be home. But every day she encouraged him to go out and protect and serve this community.

His parents did so, as well. So the sacrifice they made is unlike anything that I've made or most of us in here. So I wanted to let them know how much we as a Council, we as a community, appreciate the sacrifice that they made while their relative was alive and also when he was slain.

It's such a shame that on Wednesday, March 23rd, 2005, five years ago -- and this marks the fifth year anniversary -- that a young man, a teenager, who had a handgun decided to take the life of Officer Grignon. Every day he got up and he protected our community. He served this community well.

And I want to let them know how much I'm appreciative of what he did in District 1 as well as in this whole community. So I decided to have a picture made and a certificate for Ms. Rebecca Grignon so she can have this to remember what her husband did. I wanted to call her in and the parents in to present this.

Thank you so much, Rebecca for what you have given.

COUNCILWOMAN GREEN: Major Pitcock and Chief White will have a few words.

CHIEF WHITE: Good evening, thank you and I'll speak for both Major Pitcock and myself if he doesn't mind. And he doesn't mind. In light of we know you have a full agenda.

I had the unfortunate pleasure -- of actually knowing Peter -- more about Peter after his death than prior to his death.

And being a Police Chief and actually being a good officer one of the things you don't want to do is spend a lot of time in the chief's office and Peter spent very little time actually no time in my office and people have often asked me what was it about Peter that I liked. What I respected and admired about Peter is he was a family man. He was a Christian. He was a great police officer. But it wasn't so much that he was a great police officer.

It was -- that wasn't his greater value, the greatest value is he was a great person because the ordinary person has to do an extraordinary job and he did it and he gave his life for the city.

So at his burial and actually the last couple of weeks we had our awards banquet, I reiterated my commitment to the Grignons in that we would never forget Peter and the sacrifice that he's made and that they would always be part of our family.

Well, I'm really elated to be here tonight because it is not only the members of our Police Department that haven't forgotten Peter, this Council hasn't forgotten Peter and Dr. Green hasn't forgotten Peter and most importantly the whole community hasn't forgotten Peter.

And as a result of his death all good comes out of all things even bad things we have a better Police Department and a closer community. So on behalf of all of us we sincerely thank you. And we love you.

MS. GRIGNON: I want to thank you all for remembering my husband.

The chief is right he was a very, very good man and I was very very blessed to have him as a part of my life. And it is a huge honor that you remember him and that the community continues to remember him. And I'm very proud to be a part of this community. And I'm still a part of this Police Department.

It's been a blessing. And I would ask that as we remember Peter and as we honor his sacrifice, that we remember each and every one of the people on our Police Department that stand ready every day and every minute to make the very same sacrifice. It could have easily been one of them.

And they go out and they kiss their wives and their children every night and they go and they do this job and they do a great job and they have kept me a part of their family and I would ask as you remember Peter that you not forget his brothers and sisters because it could just as easily be them one day.

Thank you very much for remembering. We appreciate it.

COUNCILWOMAN GREEN: Next, Mr. President, I would like to call forth a group of special students. These are fifth grade students from Brandeis Elementary School.

These students are part of the Student Technology Leadership Group.

Are they here? Come on up, please.

Again these are the student of the Student Technology Leadership Group from Brandeis Elementary School which lies in District 1; Ms. Malissia Bell is the staff sponsor of this group.

I'm so very proud of these young people last year these students participated in a program that emphasizes technology to help build their community by sharing the love of reading.

They did this by creating audio podcasts of books.

These books are located in the Brandeis school library.

Because of the wonderful effort of this program, these young people was awarded second place at the state student technology leadership tournament.

And as a result of that competition, the group was awarded a grant to purchase flip cameras.

So now they are creating video podcasts throughout this great community of community leaders reading books. Now, this year the team reached out to the community to involve more community leaders in their podcast efforts.

Today I, along with several of my colleagues, participated by recording books of interest for their project.

So this year, young people, when you enter the project with the new audio podcast in the state championship, I'm very, very confident that you all will bring home a first place prize.

And then as you enter the national competition, I know you will I do very well, also.

So colleagues, please help me to welcome and congratulate the student technology leadership group at the Brandeis Elementary School.

COUNCILWOMAN GREEN: And I do have a certificate for each one of the students.

And the first one is Sam Deckel, Hugh Lindsay, Demetrius Harrison, Matthew Raj,, Jiazhen Yang Eileen Price, Gernee Lockhart

Again thank you young people and I'm all very proud of what you all do.

Ms. Bell, this is for you. Thank you.

PRESIDENT OWEN: Thank you Councilwoman Green.

Councilwoman Flood, you have guests?

COUNCILWOMAN FLOOD: Thank you for indulging me tonight, colleagues, as many of you know since 2007 our office with the support of the Okolona Business Association and the great citizens of this community gather packages to send over to Afghanistan and Iraq to those soldiers, men and women, who are serving so far away.

A lot of us got an e-mail at Christmastime about a song called: *What is Christmas?*

And that song unbeknownst to a lot of us was created by Matt Hodge who is the son of Monica Hodge from Robin Engel's office.

When we first heard the song they said, Andrea called, my assistant, said I think it's a child playing with a school project. Well we thought we would ask him to -- him to write a jingle for us it would be like one of us asking Steven Spielberg to direct our 15 minute spotlight on Metro TV. I have the great privilege to introduce to you Otto Tennant, the vice president of Campbellsville University, Matthew Hodge, a composer from Campbellsville University and Chanelle Gardiner, who is the lead vocalist for Campbellsville University Choir. And you may recognize her because she also works in Mr. Engel's office and I believe we have a DVD that can if you will indulge me.

They wrote this song for our drive, *Doing Our Part From the Heart*.

And the name of the song is "A Hero Always Lives."

[Music].

What makes someone your brother?

How about when he fights for you?

What makes someone your sister?

How about when she stands for truth?

What makes someone your hero?

Is it power, wealth or fame?

Or is it when they risk their life

without knowing your name?

A hero stands

when everything is falling

and a hero survives

when others cannot, others cannot

and if a hero dies

the soul is still alive

cause a hero always lives

you can stand next to your fellow man

even when you're worlds apart

you can love the ones you've never met

just by giving from your heart

yeah, you can be somebody's hero  
 it's not hard for you to do  
 and don't forget the faceless souls  
 who live and die for you!

Oh, Yeah!

A hero leads  
 when others want to follow  
 and a hero will go  
 where others will not, others will not  
 and if a hero dies  
 the soul is still alive  
 cause a hero always lives  
 a hero stands  
 when everything is falling  
 and a hero survives  
 when others cannot, others cannot  
 and if a hero dies  
 the soul is still alive  
 cause a hero always lives.  
 Never forgotten, he's never forgotten.  
 Cause a hero always lives.  
 Never forgotten, she's never forgotten.  
 Cause a hero always lives

[Music]

COUNCILWOMAN FLOOD: Colleagues if you notice the last picture, the memorial was to first sergeant Chris Brevard, who was killed in action the day that my son was severely hurt.

So it's a very emotional scene for me.

But to tell all of you from the bottom of our heart what this has meant to our drive. I can't go anywhere where someone doesn't say I haven't -- where can I see it, and where can I find this song at [MattHodge.com](http://MattHodge.com).

It's been -- it's improved the drive tremendously.

We have an outpouring of things sent to the folks.

The only thing we are lacking is the funding to help mail those so if anyone would like to give funds, you can make a deposit during our part from the heart at Republic Bank and that will pay for the postage. Right now we're at \$2,000 that will enable us to mail several hundred boxes but I thank you the university had to give up a lot of your time and you gave up your time and talent and Chanelle what a wonderful job. You all have done a wonderful job. Matt may want to say a few words. You're welcome to.

MATT HODGE: I would just love to say I was extremely honored when Councilwoman Flood asked me to be a part of this drive. I'm proud to be a part of any organization that supports heroes, troops, police

officers. Thank you.

PRESIDENT OWEN: Thank you, Councilwoman.

### **COMMITTEE MINUTES**

PRESIDENT OWEN: Next we have the approval of the following committee minutes. All are regular meetings and they are all for the year 2010.

[Regular: Appropriations, NDFs and CIFs - April 1, 2010](#)

[Regular: Committee of the Whole- March 25, 2010](#)

[Regular: Committee on Committees - April 13, 2010](#)

[Regular: Contracts and Appointments- March 30, 2010](#)

[Regular: Energy and Environment-March 25, 2010](#)

[Regular: Health and Human Needs- March 31, 2010](#)

[Regular: Labor & Economic Development- April 1, 2010](#)

[Regular: Parks, Libraries, and Arts - April 1, 2010](#)

[Regular: Planning/Zoning, Land Design & Development- March 30, 2010](#)

[Regular: Public Safety-March 31, 2010](#)

[Regular: Transportation/Public Works - March 31, 2010](#)

Are there any corrections or deletions?

COUNCILWOMAN WOOLRIDGE: Motion to approve.

COUNCILMAN PEDEN: Second.

PRESIDENT OWEN: The minutes have been properly moved and seconded.

All those in favor signify by saying aye.

ALL PRESENT: AYE

PRESIDENT OWEN: Are there any opposed?

The ayes have it.

**These minutes are approved as written.**

### **COUNCIL MINUTES:**

PRESIDENT OWEN: Madam Clerk there are Council minutes that need to be introduced, as well?

CLERK: March the 25th.

PRESIDENT OWEN: March 25th Council minutes.

They are also in need of approval. Is there a motion?

COUNCILMAN PEDEN: Motion to approve.

COUNCILWOMAN BUTLER: Second.:

PRESIDENT OWEN: -- motion has been made and motion seconded.

All those in favor signify by saying aye.

ALL PRESENT: AYE

PRESIDENT OWEN: The ayes have it.

**The Council meeting minutes for March the 25th have been approved.**

May I say just very briefly that I am -- that we as a Council operate through our committees.



I think folks watching from the audience are watching over our shoulders don't realize the kind of work that goes on at the committee level. And I'm grateful for all members of the Council who are faithful to the task and the support staff on which our work is based.

**COMMUNICATIONS FROM THE MAYOR:**

Madam Clerk, do we have any communication from the -- communications from the Mayor.

April 12, 2010

Mr. Tom Owen, President  
Metro Council  
601 West Jefferson Street  
Louisville, KY 40202

Dear President Owen:

In accordance with the Volunteer Fire Districts Ordinance, I am appointing Mr. James M. Robertson, II to the **Anchorage Fire Protection District Board**. He will fill the position of Property Owners. This appointment will expire on June 30, 2013.

Your prompt action on this appointment is most appreciated.

Sincerely,

*/s/ Jerry E. Abramson*

Jerry E. Abramson  
Mayor

JEA/raw

Cc: Councilman Stuart Benson/enclosures  
e-copy to MCC

**COMMUNICATIONS FROM PLANNING AND DESIGN SERVICES:**

**MEMORANDUM**  
**Louisville-Jefferson County Metro Government**  
**Codes and Regulations**  
**Division of Planning and Design Services**

**TO: TOM OWEN**  
**METRO COUNCIL PRESIDENT**

**FROM: DAWN WARRICK, ASSISTANT DIRECTOR**  
**PLANNING AND DESIGN SERVICES**

**SUBJECT: ARCHITECTURAL REVIEW COMMITTEE APPOINTMENT**

**DATE: MARCH 3, 2010**

In accordance with the Landmarks Commission Ordinance, the Commission has appointed the following special members of the **Cherokee Triangle Architectural Review Committee**:

| <b>Name</b>      | <b>Qualification</b>              | <b>Status</b>   |
|------------------|-----------------------------------|-----------------|
| Mr. Aaron Givhan | Resident/Real Estate Professional | New Appointment |
| Mr. John Warmack | Architect                         | New Appointment |

By ordinance, these are Landmarks Commission, not mayoral appointments and require Metro Council approval. Also by ordinance, Committee members serve indefinite terms.

**M.C.O. 32.253 (C)** *"Each Committee shall consist of seven (7) members, one of whom shall be the Director of Inspections, Permits and Licenses or his designee, two (2) shall be members of the Commission appointed by the Commission Chairman and four (4) members who shall be appointed by the Commission and approved by the Metro Council. In the case of a Committee established for a District, no fewer than two (2) members shall be owner-residents or tenants within such District, one (1) member shall be a real estate professional, one (1) member shall be an architect and one (1) member shall be the owner of income producing located within the District. All members shall have a keen interest in Local Landmarks Districts preservation. Members appointed by the Commission shall serve at the pleasure of the Commission."*

*"In the event a Committee is unable to obtain a quorum due to conflict of interest involving its members, or, in the case of the Director of the Department of Inspections, Permits and Licenses or his or her designee, a personal conflict of interest, the member(s) who are unable to participate due to the conflict of interest shall be replaced by special members to serve as members of the Committee for the case(s) giving rise to the conflict of interest in accordance with the qualifications and process set forth in Division (C) above."*

Your prompt action on this appointment is most appreciated.

Cc: Pat Mulvihill, Assistant County Attorney

Robert Vice, Chairman, Landmarks Commission

David Marchal, Urban Design Supervisor

Shannon Tivitt, Chief of Staff

Shannon Thompkins, Administrative Assistant

PRESIDENT OWEN: Thank you Madam Clerk. These items are referred to the Contracts and Appointments Committee for consideration.

### **CONSENT CALENDAR:**

PRESIDENT OWEN: The next item of business is the Consent Calendar. The Consent Calendar comprises Items 17-50. Are there any additions or deletions? Madam Clerk, a second reading of those items.

17- [O-66-03-10 AN ORDINANCE CLOSING AN UNNAMED 15-FOOT-WIDE ALLEY, SAID ALLEY BEING LOCATED BETWEEN AND PARALLEL TO WEST BRECKINRIDGE STREET AND GARLAND STREET, RUNNING APPROXIMATELY 124.0 FEET BETWEEN 15TH STREET AND 16TH STREET, CONTAINING 0.13 ACRES, AND BEING IN LOUISVILLE METRO \(CASE NO. 12678\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Planning/Zoning, Land Design & Development

**Primary Sponsor:**-Jon Ackerson

18- [O-68-03-10 AN ORDINANCE CLOSING A PORTION OF KENTUCKY STREET, BEGINNING AT A POINT APPROXIMATELY 225 FEET EAST OF THE NORTHEAST INTERSECTION OF KENTUCKY STREET AND 16TH STREET, RUNNING EAST APPROXIMATELY 150.0 FEET, CONTAINING 0.17 ACRES, AND BEING IN LOUISVILLE METRO \(CASE NO. 12679\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Planning/Zoning, Land Design & Development

**Primary Sponsor:**-Jon Ackerson

19- [O-69-03-10 AN ORDINANCE CLOSING AN UNNAMED 15-FOOT-WIDE ALLEY, BEGINNING AT A POINT APPROXIMATELY 150 FEET SOUTH OF THE SOUTHEAST INTERSECTION OF KENTUCKY STREET AND 16TH STREET, RUNNING EAST APPROXIMATELY 369.5 FEET, CONTAINING 0.13 ACRES, AND BEING IN LOUISVILLE METRO \(CASE NO. 12868\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Planning/Zoning, Land Design & Development

**Primary Sponsor:**-Jon Ackerson

20- [R-78-03-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – \(TILFORD DOBBINS ALEXANDER BUCKAWAY AND BLACK PLLC - \\$100,000.00\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Contracts and Appointments

**Primary Sponsor:**-Madonna Flood

21- [R-81-03-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND AN AMENDMENT TO THE FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT – \(LOUISVILLE ENTERPRISE CENTER, INC. D/B/A LOUISVILLE ENTERPRISE GROUP, INC. – AN ADDITIONAL \\$66,969.37 FOR A NEW NOT-TO-EXCEED AMOUNT OF \\$266,969.37\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Contracts and Appointments

**Primary Sponsor:**-Judy Green

22- [R-88-03-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – CRIMINAL JUSTICE COMMISSION - DEBORA MCGILL - \\$36, 600.00.](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Contracts and Appointments

**Primary Sponsor:**-Cheri Bryant Hamilton

23- [R-79-03-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL CONTRACT – \(NUBRO, INC. D/B/A BRODART COMPANY - \\$500,000.00\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Contracts and Appointments

**Primary Sponsor:**-Glen Stuckel

24- [R-80-03-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL CONTRACT – \(BAKER AND TAYLOR, INC. - \\$1,500,000.00\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Contracts and Appointments

**Primary Sponsor:**-Glen Stuckel

25- [R-82-03-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL CONTRACT – \(MIDWEST TAPE, LLC - \\$500,000.00\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Contracts and Appointments

**Primary Sponsor:**-Vicki Aubrey Welch

26- [R-92-03-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL CONTRACT – \(BOOK WHOLESALERS, INC. - \\$500,000.00\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Contracts and Appointments

**Primary Sponsor:**-Brent Ackerson

27- [R-66-03-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – \(COMSTOCK BROTHERS ELECTRIC COMPANY, LLC - \\$50,000.00\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Contracts and Appointments

**Primary Sponsor:**-Mary C. Woolridge

28- [R-67-03-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – \(ALTERNATIVE ELECTRICAL SERVICES, INC. - \\$50,000.00\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Contracts and Appointments

**Primary Sponsor:**-Mary C. Woolridge

29- [R-68-03-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – \(WALKER MECHANICAL CONTRACTORS, INC. - \\$90,000.00\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Contracts and Appointments

**Primary Sponsor:**-Mary C. Woolridge

30- [R-69-03-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – \(C-SQUARED, INC. - \\$90,000.00\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Contracts and Appointments

**Primary Sponsor:**-Mary C. Woolridge

31- [R-70-03-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – \(LUSK MECHANICAL CONTRACTORS, INC. - \\$200,000.00\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Contracts and Appointments

**Primary Sponsor:**-Mary C. Woolridge

32- [R-71-03-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – \(E & E MECHANICAL, INC. - \\$90,000.00\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Contracts and Appointments

**Primary Sponsor:**-Mary C. Woolridge

33- [R-73-03-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – \(WALKER MECHANICAL CONTRACTORS, INC. - \\$200,000.00\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Contracts and Appointments

**Primary Sponsor:**-Mary C. Woolridge

34- [R-74-03-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – \(ADVANCED ELECTRICAL SYSTEMS, INC. - \\$50,000.00\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Contracts and Appointments

**Primary Sponsor:**-Mary C. Woolridge

35- [R-75-03-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – \(SCHARDEIN MECHANICAL CONTRACTORS, INC. - \\$90,000.00\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Contracts and Appointments

**Primary Sponsor:**-Mary C. Woolridge

36- [R-76-03-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – \(TRANS ELECTRIC, INC. - \\$50,000.00\).](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Contracts and Appointments

**Primary Sponsor:**-Mary C. Woolridge

37- [R-84-03-10 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET CONCERNING A \\$126,550.00 GRANT FOR A NEWBURG MIDDLE SCHOOL SAFE ROUTES TO SCHOOL PROGRAM \(STATE PO NUMBER PO2-628-1000003103\).](#)

**Status:**-On Council Agenda - Consent Calendar  
**Committee:**-Transportation/Public Works  
**Primary Sponsor:**-Barbara Shanklin

38- [R-54-03-10 A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR AND ENTER INTO AGREEMENTS WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET DEPARTMENT OF HIGHWAYS CONCERNING TEN GRANTS DESCRIBED HEREIN.](#)

**Status:**-On Council Agenda - Consent Calendar  
**Committee:**-Transportation/Public Works  
**Primary Sponsor:**-Cheri Bryant Hamilton

39- [R-65-03-10 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING FROM E.ON U.S. IN THE AMOUNT OF \\$60,000 FOR TECHNOLOGY UPGRADES TO BE USED BY THE DEPARTMENT OF HOUSING AND FAMILY SERVICES TO ENHANCE THE DEPARTMENT'S ABILITY TO SERVE FAMILIES CHALLENGED BY THE COST OF WINTER HEATING BILLS.](#)

**Status:**-On Council Agenda - Consent Calendar  
**Committee:**-Health & Human Needs  
**Primary Sponsor:**-Judy Green

40- [R-85-03-10 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A DONATION OF CERAMIC SPACE HEATERS FROM METRO UNITED WAY VALUED AT APPROXIMATELY \\$11,790.00 TO BE USED BY THE HUMAN SERVICES DIVISION OF THE LOUISVILLE METRO DEPARTMENT OF HOUSING AND FAMILY SERVICES.](#)

**Status:**-On Council Agenda - Consent Calendar  
**Committee:**-Health & Human Needs  
**Primary Sponsor:**-Judy Green

41- [R-91-03-10 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A \\$7,878,491.00 GRANT FROM THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES CENTERS FOR DISEASE CONTROL AND PREVENTION FOR A PROJECT NAMED COMMUNITIES PUTTING PREVENTION TO WORK.](#)

**Status:**-On Council Agenda - Consent Calendar  
**Committee:**-Health & Human Needs  
**Primary Sponsor:**-Vicki Aubrey Welch

42- [R-86-03-10 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT AN AMERICAN RECOVERY AND REINVESTMENT ACT GRANT FROM THE US DEPARTMENT OF JUSTICE THROUGH THE KENTUCKY JUSTICE AND PUBLIC SAFETY CABINET IN THE AMOUNT OF \\$227,632.00 TO THE CRIMINAL JUSTICE COMMISSION FOR THE ELECTRONIC EMERGENCY PROTECTIVE ORDER PROJECT.](#)

**Status:**-On Council Agenda - Consent Calendar  
**Committee:**-Public Safety  
**Primary Sponsor:**-Vicki Aubrey Welch

43- [R-87-03-10 A RESOLUTION RENAMING HISTORIC LOCUST GROVE VISITORS CENTER, A PUBLIC BUILDING OWNED BY METRO GOVERNMENT AND OPERATED BY HISTORIC LOCUST GROVE, INC., THE MARTIN F. SCHMIDT VISITORS CENTER OF LOCUST GROVE.](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Parks, Libraries & Arts

**Primary Sponsor:**-Kelly Downard

44- [O-67-03-10 AN ORDINANCE ESTABLISHING THE COMMISSION ON PUBLIC ART, CREATING THE POSITION OF PUBLIC ART ADMINISTRATOR AND ESTABLISHING THE LOUISVILLE PUBLIC SPACE ART FUND](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Parks, Libraries & Arts

**Primary Sponsor:**-Glen Stuckel

45- [R-89-03-10 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO ACHIEVE CCA, INC. PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 24.](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Labor & Economic Development

**Primary Sponsor:**-Marianne Butler

46- [R-83-03-10 A RESOLUTION DETERMINING FOUR -4\)- PARCELS OF REAL PROPERTY LOCATED AT 1039 AND 1041 SALEM AVENUE AND 1045 AND 1047 DIXIE HIGHWAY OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT -METRO GOVERNMENT- AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING THEIR TRANSFER.](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Labor & Economic Development

**Primary Sponsor:**-George Unseld

47- [R-90-03-10 A RESOLUTION DETERMINING A CERTAIN PARCEL OF REAL PROPERTY AS DESCRIBED HEREIN AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENT PURPOSE AND AUTHORIZING ITS CONVEYANCE AND TRANSFER TO THE LOUISVILLE METRO HOUSING AUTHORITY.](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Labor & Economic Development

**Primary Sponsor:**-David Tandy

48- [O-63-03-10 AN ORDINANCE APPROPRIATING \\$8,100.00 FROM THE NEIGHBORHOOD DEVELOPMENT FUNDS OF DISTRICT 11, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO SOUTH EAST ASSOCIATED MINISTRIES, INC, TO PROVIDE FUNDS TO UPGRADE AN EXISTING PHONE SYSTEM AND TO PURCHASE NEW EXECUTIVE AND GUEST CHAIRS.](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Appropriations, NDFs and CIFs

**Primary Sponsor:**-Kevin Kramer

49- [O-62-03-10 AN ORDINANCE APPROPRIATING \\$3,000 FROM THE DISTRICT 13 NEIGHBORHOOD DEVELOPMENT FUNDS, TO THE FAIRDALE LION'S CLUB, INC., THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, FOR FAIRDALE AREA STUDENT SCHOLARSHIPS, WHICH PROGRAM RECEIVED \\$3,000 FROM THE APPROPRIATIONS COMMITTEE ON AUGUST 6, 2009.](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Appropriations, NDFs and CIFs

**Primary Sponsor:**-Vicki Aubrey Welch

50- [O-61-03-10 AN ORDINANCE APPROPRIATING \\$7,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \\$5,000 FROM DISTRICT 14; \\$1,000 EACH FROM DISTRICTS 12 AND 13, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE VALLEY VIEW BAPTIST CHURCH, INC. "PROJECT HOPE" TO PURCHASE EQUIPMENT AND BUILDING SUPPLIES FOR PROGRAM EXPENSES.](#)

**Status:**-On Council Agenda - Consent Calendar

**Committee:**-Appropriations, NDFs and CIFs

**Primary Sponsor:**

-Robert Henderson

-Rick Blackwell

-Vicki Aubrey Welch

COUNCILWOMAN WOOLRIDGE: Motion to approve.

COUNCILMAN PEDEN: Second.

PRESIDENT OWEN: The consent calendar has been moved and seconded and requires a roll call vote. Please open the voting, Madam Clerk.

**Voting Result: Consent Calendar**

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: YES

DAVID TANDY: YES

CHERI BRYANT HAMILTON: YES

GEORGE UNSELD: YES

KEN FLEMING: YES

PRESIDENT TOM OWEN: YES

TINA WARD-PUGH: YES

JIM KING: YES

KEVIN KRAMER: YES

RICK BLACKWELL: YES

VICKI WELCH: YES

BOB HENDERSON: YES

MARIANNE BUTLER: YES

KELLY DOWNARD: YES

GLEN STUCKEL: YES

JON ACKERSON: YES

HAL HEINER: YES

STUART BENSON: YES

DAN JOHNSON: YES

ROBIN ENGEL: YES

JAMES PEDEN: YES

MADONNA FLOOD: YES

DOUG HAWKINS: YES

BRENT ACKERSON: YES

CLERK: There are 26 Yes votes .

PRESIDENT OWEN: Thank you. **The consent calendar passes.**

**OLD BUSINESS:**

The next item is old business. Madam Clerk, a reading of item 51.



51- O-64-03-10 AN ORDINANCE CHANGING THE ZONING FROM EZ-1, ENTERPRISE ZONE TO M-3, INDUSTRIAL ON PROPERTY LOCATED AT 7200, 7210, AND 7210-R GRADE LANE, CONTAINING 16.0 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 13103). (AS AMENDED)

**Status:**-On Council Agenda - Old Business

**Committee:**-Planning/Zoning, Land Design & Development

**Primary Sponsor:**-Jon Ackerson

COUNCILWOMAN WOOLRIDGE: Motion to approve.

COUNCILWOMAN BUTLER: Second.

PRESIDENT OWEN: Motion has been made and seconded for approval.

The item is before us. Any discussion on this item, yes, Mr. Ackerson.

COUNCILMAN JON ACKERSON: Yes, Mr. President and members of the Council here this is a rezoning from an EZ-1 to an M-3. This is in District 24.

No one spoke in opposition at the public hearing and three spoke in favor of it.

The Planning Commission voted 7-0 in favor of the zoning change.

It's basically providing a site which is high in density in an industrial zoned area and noted a rezoning in the site on the north had already been accomplished.

This is an area in which zoning of this type is appropriate considering the surrounding circumstances surrounding nature of the use of the properties involved. So I would urge passage.

PRESIDENT OWEN: Yes, Mr. Tandy, would you like to comment?

I'm sorry --

COUNCILMAN JON ACKERSON: I said District 24 if I said 4 I misspoke.

PRESIDENT OWEN: District 24; would you like to comment? Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President this is in my District and we did put an amendment onto -- which was agreed to by the applicants, also, to allow for and maintaining of a system -- irrigation system on the front of Grade Lane. We have put a lot of effort into even though it's a high industrial area to cleaning that area up to make some businesses to present themselves a little more presentable in that area and not leave it like a -- like the dump or something.

But they have done a great job. So we want to continue the efforts of making that since it does lead into other big places like UPS, Ford Motor Company to make that drive a little bit better than what has been there in the past.

PRESIDENT OWEN: Thank you, Councilwoman.

Any further discussion?

If not, this is an item that calls for a roll call vote.

Madam Clerk.

**Voting result: Item 51**

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: YES

DAVID TANDY: YES

CHERI BRYANT HAMILTON: YES

GEORGE UNSELD: YES  
 KEN FLEMING: YES  
 PRESIDENT TOM OWEN: YES  
 TINA WARD-PUGH: YES  
 JIM KING: YES  
 KEVIN KRAMER: YES  
 RICK BLACKWELL: YES  
 VICKI WELCH: YES  
 BOB HENDERSON: YES  
 MARIANNE BUTLER: YES  
 KELLY DOWNARD: YES  
 GLEN STUCKEL: YES  
 JON ACKERSON: YES  
 HAL HEINER: YES  
 STUART BENSON: YES  
 DAN JOHNSON: YES  
 ROBIN ENGEL: YES  
 JAMES PEDEN: YES  
 MADONNA FLOOD: YES  
 DOUG HAWKINS: YES  
 BRENT ACKERSON: YES

CLERK: There are 26 Yes votes .

PRESIDENT OWEN: **The ordinance as amended passes.**

Madam Clerk, a reading of Item 52.

[52- O-65-03-10 AN ORDINANCE CLOSING AN UNNAMEND 10-FOOT-WIDE ALLEY FROM ITS TERMINUS ON THE WEST SIDE OF \(with\) 8TH STREET, LOCATED BETWEEN AND PARALLEL TO WEST MARKET STREET AND CONGRESS ALLEY, RUNNING WESTERLY APPROXIMATELY 105.0 FEET BETWEEN 8TH STREET AND 9TH \(7TH\) STREET CONTAINING 1,050 SQUARE FEET, AND BEING IN LOUISVILLE METRO \(CASE NO. 13453\)\(AS AMENDED\).](#)

**Status:**-On Council Agenda - Old Business

**Committee:**-Planning/Zoning, Land Design & Development

**Primary Sponsor:**-Jon Ackerson

COUNCILWOMAN WOOLRIDGE: Motion to approve.

COUNCILMAN PEDEN: Second.

PRESIDENT OWEN: Thank you, motion and a second is needed.

Did I hear -- did we get a motion?

So moved.

All right.

I heard a second.

I didn't hear a motion.

This item has been properly moved and seconded.

The committee amended ordinance is before us. Any further discussion?

Mr. Ackerson.

COUNCILMAN JON ACKERSON: This came before the planning and zoning committee.

And it involved closing a ten foot wide area on the west side of 8th Street. This is in District 4.  
Not 24. 4.

PRESIDENT OWEN: Thank you.

COUNCILMAN JON ACKERSON: And there was -- there was no public hearing required on this matter.

No one spoke in opposition or for that matter in favor.

It was unanimously approved by the Planning Commission to move forward with this change.

And 100% of the adjoining property owners signed and agreed to the closing of it.

And the closure of the alley will allow for a redevelopment of the property surrounding it in a more typical downtown pattern with a proposed hotel with eight stories to be built on the area involved.

We would move adoption.

PRESIDENT OWEN: Thank you.

Mr. Tandy, your District.

Would you like to comment?

COUNCILMAN TANDY: Thank you, Mr. President.

This is a great project in downtown Louisville.

As you heard that it's -- they are closing it for a new hotel to come into the downtown area.

That will be adjacent to a new parking structure that's going into place.

So you are starting to see more infill, more development and then another opportunity to bring hospitality and tourism industry being promoted in our community and bringing more people to our community to see our fair city and ultimately coming and choosing to live here and bring in some more jobs. So I earnestly urge my colleagues to support this ordinance.

PRESIDENT OWEN: Thank you Mr. Tandy. This calls for a roll call vote.

Madam Clerk.

**Voting result: Item 52**

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: YES

DAVID TANDY: YES

CHERI BRYANT HAMILTON: YES

GEORGE UNSELD: YES

KEN FLEMING: YES

PRESIDENT TOM OWEN: YES

TINA WARD-PUGH: YES

JIM KING: YES

KEVIN KRAMER: YES

RICK BLACKWELL: YES

VICKI WELCH: YES

BOB HENDERSON: YES

MARIANNE BUTLER: YES

KELLY DOWNARD: YES

GLEN STUCKEL: YES

JON ACKERSON: YES

HAL HEINER: YES

STUART BENSON: YES

DAN JOHNSON: YES

ROBIN ENGEL: YES  
 JAMES PEDEN: YES  
 MADONNA FLOOD: YES  
 DOUG HAWKINS: YES  
 BRENT ACKERSON: YES

PRESIDENT OWEN: **The ordinance as amended passes.**

Madam Clerk, a reading of Item 53.

53- R-72-03-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – (KEY MECHANICAL SERVICE, LLC - \$200,000.00).

**Status:**-On Council Agenda - Old Business  
**Committee:**-Contracts and Appointments  
**Primary Sponsor:**-Mary C. Woolridge

COUNCILWOMAN WOOLRIDGE: Motion to approve.  
 COUNCILMAN PEDEN: Second.

PRESIDENT OWEN: Thank you, Madam Clerk.

Motion has been made and seconded.

The item is before us. Any discussion?

Mr. Benson?

Item in your committee, Contracts and Appointments.

COUNCILMAN BENSON: With the roll call we had the order that the people listed and I was trying to figure out. I'm sorry. This is about the -- things happen sometimes in our Government.

You try to figure out is there some logic involved in it. And when I have problems . . .

So excuse me.

We're talking about the fire --

PRESIDENT OWEN: This is a contract involving Key Mechanical.

And I think Mr. Benson, there is a need for an abstention and that's why it's before us.

COUNCILMAN BENSON: Yes.

PRESIDENT OWEN: Thank you, Mr. Blackwell. He abstained.

And as a result this item will require a roll call vote. Did you have any further comment?

COUNCILMAN BENSON: No, sir. Thank you very much.

PRESIDENT OWEN: Mr. Blackwell.

COUNCILMAN BLACKWELL: Thank you, Mr. President. I would like to abstain on this vote.

Mr. Key is my wife's cousin and while my family has no financial interest in the business I would like to abstain just to avoid any possible perception of conflict of interest.

PRESIDENT OWEN: Thank you so it does require a roll call vote. Any further discussion?

Yes.

COUNCILMAN DOWNARD: I too would like to know who decided the order to put those names up there because it's like a scrabble board. I mean there's no continuity between how they come down.

Oh, no they are not. 1 and 26 are right and that's it.

PRESIDENT OWEN: Well, we'll be more -- may I say Councilman Downard we will be more aware of whatever order exists the next roll call vote.

And I think the clerk is looking to an assistant clerk.

CLERK: It's supposed to be in District order.

PRESIDENT OWEN: The Clerk's Office is going to be very observant.

Any further discussion?

COUNCILWOMAN WARD-PUGH: Mr. President, as a confession, I think that one of the reasons why that's important is I like to know how you vote before I cast my vote.

PRESIDENT OWEN: So you can vote against me.

COUNCILWOMAN WARD-PUGH: As a point of reference. That's the confusion.

PRESIDENT OWEN: Thank you, Councilwoman. Any further discussion if not then roll call vote is called for because of the abstention we are prepared to clear the roll call and now the voting is open.

And I'm going to get in myself. I'm waiting for Mr. King.

And the voting is closed.

**Voting result: Item 53**

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: YES

DAVID TANDY: YES

CHERI BRYANT HAMILTON: YES

GEORGE UNSELD: YES

KEN FLEMING: YES

PRESIDENT TOM OWEN: YES

TINA WARD-PUGH: YES

JIM KING: YES

KEVIN KRAMER: YES

RICK BLACKWELL: ABSTAIN

VICKI WELCH: YES

BOB HENDERSON: YES

MARIANNE BUTLER: YES

KELLY DOWNARD: YES

GLEN STUCKEL: YES

JON ACKERSON: YES  
 HAL HEINER: YES  
 STUART BENSON: YES  
 DAN JOHNSON: YES  
 ROBIN ENGEL: YES  
 JAMES PEDEN: YES  
 MADONNA FLOOD: YES  
 DOUG HAWKINS: YES  
 BRENT ACKERSON: YES

CLERK: There are 25 yes votes and one abstention from Councilman Blackwell.

My apologies, Council Members. This is supposed to be in Council District order and we will take care of it before the next meeting.

COUNCILMAN DOWNARD: We are having some fun now, aren't we.

METRO COUNCIL CLERK: I just want to see if you're on your toes.

PRESIDENT OWEN: The resolution passes with that one abstention. And the order of the roll call voting will be changed next round.

Madam Clerk, a reading of Item 54.

54- R-15-01-10 A RESOLUTION AUTHORIZING THE MAYOR AND THE ECONOMIC DEVELOPMENT DEPARTMENT TO APPLY TO THE COMMONWEALTH OF KENTUCKY FOR AN ECONOMIC DEVELOPMENT BOND GRANT FOR THE BENEFIT OF SIGNATURE HEALTHCARE IN THE AMOUNT OF (\$250,000) \$500,000 AND TO ACCEPT SAID GRANT IF AWARDED. (AS AMENDED)

**Status:**-On Council Agenda - Old Business

**Committee:**-Labor & Economic Development

**Primary Sponsor:**-David Tandy

COUNCILMAN PEDEN: Motion to approve.

COUNCILWOMAN WOOLRIDGE: Second.

PRESIDENT OWEN: It's properly moved and seconded.

It's before us. The committee amended resolution is before us.

Any discussion? Councilman Downard.

COUNCILMAN DOWNARD: I know it's sometimes hard to tell the difference.

PRESIDENT OWEN: I do the best I can.

COUNCILMAN KRAMER: This particular ordinance came before us in January at our very first meeting. We have been holding it until we had the ability to put the proper amount in.

Signature Healthcare is moving their headquarters to Louisville and we have increased the amount of this inducement from \$250,000 to \$500,000 and we seek approval from everyone.

Thank you.

PRESIDENT OWEN: Any further discussion?

COUNCILMAN KING: Mr. President, I will be abstaining from this because I have a relationship with the principles of Signature Healthcare.

PRESIDENT OWEN: All right.

Any further discussion?

Then since we do need to register the abstention on a roll call, this will be a roll call vote, Madam Clerk.

**Voting result: Item 54**

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: YES

DAVID TANDY: YES

CHERI BRYANT HAMILTON: YES

GEORGE UNSELD: YES

KEN FLEMING: YES

PRESIDENT TOM OWEN: YES

TINA WARD-PUGH: YES

JIM KING: ABSTAIN

KEVIN KRAMER: YES

RICK BLACKWELL: YES

VICKI WELCH: YES

BOB HENDERSON: YES

MARIANNE BUTLER: YES

KELLY DOWNARD: YES

GLEN STUCKEL: YES

JON ACKERSON: YES

HAL HEINER: YES

STUART BENSON: YES

DAN JOHNSON: YES

ROBIN ENGEL: YES

JAMES PEDEN: YES

MADONNA FLOOD: YES

DOUG HAWKINS: YES

BRENT ACKERSON: YES

CLERK: There are 25 yes votes and one abstention from Councilman King.

PRESIDENT OWEN: **And the item passes with the one abstention.**

PRESIDENT OWEN: Mr. King?

COUNCILMAN KING: Just a point of personal privilege if you don't mind although I abstained I do want to tell everyone now that the vote is over I can maybe speak to this a little bit.

I just didn't want to tell everyone how excited I am that Signature Healthcare is coming to Louisville and how great it's going to be for our aging community and the synergy that they are going to help us create here. So I'm just very excited about that and I don't want my vote to be seen as anything but excitement.

PRESIDENT OWEN: Thank you very much, Mr. King.

All right, Madam Clerk, a reading of Item 55.

55--R-51-02-10 A RESOLUTION REQUESTING THE (VOLUNTEER) FIRE PROTECTION DISTRICTS IN JEFFERSON COUNTY, KY PARTICIPATE IN E-TRANSPARENCY BY PLACING THEIR BUDGETS, FINANCIAL RECEIPTS AND EXPENDITURES ONLINE. (AS AMENDED)

**Status:**-On Council Agenda - Old Business

**Committee:**-Public Safety

**Primary Sponsor:**-Dan Johnson

COUNCILWOMAN WOOLRIDGE: Motion to approve.

COUNCILMAN PEDEN: Second.

PRESIDENT OWEN: Motion has been made and seconded.

The item is properly before us.

The committee amended resolution is now before us.

Is there any discussion? Councilman Kramer.

COUNCILMAN KRAMER: Thank you, Mr. President.

This as the title suggests is a resolution that is encouraging openness and transparency with the suburban fire departments as well as our urban fire departments already are covered under the e-transparency ordinance.

When it originally came to the committee the whereases are very clear and the hope was that each of these fire departments would be able to put this information out for the public to be able to view very simply. There are certain requirements at the state level about reporting.

And many of the reports are required to come to Metro Louisville already through state statute.

And so in committee we were talking about what this sponsor, what the primary sponsor was hoping to do, what the fire departments were already doing, what the city was already doing.

And the committee felt like, with the primary sponsor's support, felt like it would be appropriate to take those reports that are already required of the city and to put those on our e-transparency site.

So, that instead of having to go out to 18 or 16 different fire protection Districts to find that information it would be located in one central area, on our e-site.

One of the functions in the -- one of the concerns was the expense the city would be undertaking and I was asked as chair of the committee if I would please check and see how difficult this would be for the city.

I have heard back from the Department of Finance. They are the ones who both receive the reports from the fire protect districts as well as the ones who monitor what goes on at our e-transparency site. And the report back to me is that the state statute, the items required of the state statute would be no problem to put online. So we're asking then tonight that we go ahead and move that.

I do have one small request, a floor amendment, if you will. We have the amended version before us.

I'm going to ask that we amend in Section 1, it's on Page 2 if you look it up, Section 1 is all underlined.

At the end of the underlined section where it says *and other important material, the Board of Trustees for*



*district may designate.* The administration was concerned that some of these Districts would be sending a bulk of information that wouldn't be easily transferrable and wouldn't match up with anything that's on an e-transparency anyway. In other words we put out there as a city certain documents, these documents may not match up. And so the request has been that we amend the language.

So I'm making the amendment to read *and which may be reasonably accommodated by the Louisville Metro web site.* Something that would fit easily.

PRESIDENT OWEN: You made the motion and a second the floor amendment is before us.

Mr. Johnson doesn't to comment after the floor amendment has been voted on?

All right. We have a floor amendment before us.

This is a voice vote All those in favor signify by saying aye.

ALL PRESENT: AYE

PRESIDENT OWEN: Any opposed?

The ayes have it. The floor amendment has now been added to the amended version that's before us.

Mr. Johnson, did you -- any other --

COUNCILMAN KRAMER: It doesn't show up on the document.

I think it shows up in the sire system that I too have signed on as a sponsor and I think we have had a couple other folks sign up, as well, thanks, Mr. Johnson.

PRESIDENT OWEN: Council., Mr. Johnson is in the queue and you wanted to speak if you want to indicate your willingness to speak Mr. Johnson.

COUNCILMAN JOHNSON: Hot off the press tonight, there's an article in the Courier-Journal saying suburban fire district financing may force cuts and I think it's good to know what's going on with the fire districts. And it is going through a list of cuts that are happening and I just think we need to know what's happening with our fire districts.

PRESIDENT OWEN: Thank you, Mr. Johnson. Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you.

And I just have a question for the Councilman, Mr. Kramer, through you if that's okay.

It's my understanding that what is actually going to happen is once the yearly financial statement is sent in to the state and Louisville Metro gets a copy that we're only going to have the capacity to scan in what they send us.

There's not going to be like a checkbook thing where there's invoices and payment documents. Is that correct?

PRESIDENT OWEN: Mr. Kramer.

COUNCILMAN KRAMER: The fire protection districts may choose to send a variety of different things.

The reality is when you look at the web site it really will only host a certain number of things.

And the way it's currently structured, some of the things that might come in may not -- we may not be able

to get them in. Certainly we will be able to post all of the reports that the state mandates these fire departments to turn in. So all of those things will be online.

And as it becomes possible, to add other things that the fire districts are sending you may see those things added on as well. Right now and I think the shortest answer to your question. Right now, we don't have the capacity to add every month a list of say invoices that comes from 16 different fire departments. So although they may choose to send that right now we may not have the capacity to do that. And that's the reason for the language I just added in tonight that says where it's reasonable, we will put on what we can.

PRESIDENT OWEN: Councilwoman Flood are you satisfied with the answer?

COUNCILWOMAN FLOOD: Yes, sir, I'm just making sure that the people in the viewing public know that we're not going to be able to do as lengthy of a document as what we do for Metro Louisville.

COUNCILWOMAN WELCH: Thank you Mr. President. I would like to be added as a co-sponsor on it if it's okay with the sponsors as a representative of a district who is totally suburban fire district.

PRESIDENT OWEN: I see several folks indicating an interest to being a sponsor. Without objection may we make all members of the Council co-sponsors of this? Is that appropriate? Do I hear any objections? If not, then we will do that. Councilwoman Ward-Pugh.

COUNCILWOMAN WARD-PUGH: Thank you, Mr. President. I was going to add my name. But I also wanted to say that in reflection of your comment and Mr. Kramer's, this is about the opportunity not only for transparency but for us to recognize if we can be a partner in filling the gaps and needs, if we can do that, it's defining that force as was the case this week with Government Accountability and Oversight we brought the different entities together and it helped us understand the needs and the gaps. Now we can move forward and help be a partner. So I look at this as that kind of urging and that kind of opportunity is. If we become aware of, we might be able to be a partner and help solve and meet the needs.

PRESIDENT OWEN: Thank you, Councilwoman. Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Thank you, Mr. President. I have one suburban Fire Department in my district. However, I need to get a clarification here Mr. President, are we saying Metro technology will only add the annual figures to the e-transparency or -- they are not adding it monthly? I just need to get a clarification, when is Metro technology going to add.

PRESIDENT OWEN: Councilwoman, I can direct that to Mr. Kramer.

COUNCILMAN KRAMER: Thank you, Mr. President.

There are a couple of different reports that the state requires the fire protection districts to send to Metro Government. And so those state mandated reports are the ones that will be going on e-transparency. So they will be available to the general public.

And then as the web site will host and as we can find ways, if fire protection districts choose to send more we'll try to find ways to get that more on as it becomes possible.

Keep in mind that I keep stressing the word if the fire protection districts choose to send more.

There's nothing in the resolution that requires anything above what the state statute requires.

So you may have one Fire Department that feels like there's this bulk of information.

And you may have another Fire Department that doesn't feel like they need to add anything beyond what's here.

So what we're asking is that those things that they are required by state statute to report we are able to put those on our e-transparency to be able to show that's what's going on in these districts.

PRESIDENT OWEN: Mr. Kramer, If I understand correctly that would be certainly the annual report as well as additional material.

COUNCILMAN KRAMER: Yes, sir there are I think three different reports they are required to submit.

COUNCILWOMAN WOOLRIDGE: Thank you Mr. President. That answers my question that it would be annual as well as three additional.

PRESIDENT OWEN: Thank you.

Any other discussion on this item that was amended in committee and now has been amended on the floor. It is a resolution. And the -- it would be a voice vote.

All those in favor signify by saying aye.

ALL PRESENT: AYE

PRESIDENT OWEN: Opposed?

The ayes have it.

**The resolution passes as amended.**

### **NEW BUSINESS:**

PRESIDENT OWEN: The next item of business is new business. Colleagues, if you leave, if you choose to leave the chamber, if you would be as quiet as possible so that the first reading of these items can be heard. Thank you.

New business comprises item 56 through 80. Madam Clerk, a reading of those items and their assignment to committee.

56- [O-71-04-10 AN ORDINANCE APPROPRIATING \\$2,500 FROM THE DISTRICT 9 NEIGHBORHOOD DEVELOPMENT FUND THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO THE HIGHLAND COMMERCE GUILD, INC. FOR GRAFFITI REMOVAL, WHICH ENTITY PREVIOUSLY RECEIVED \\$16,790 IN ORDINANCE NO. 201, SERIES 2009.](#)

**Status:**-On Council Agenda - New Business  
**Committee:**-Appropriations, NDFs and CIFS  
**Primary Sponsor:**-Tina Ward-Pugh

57- O-72-04-10 AN ORDINANCE APPROPRIATING \$14,500 FROM NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$5,000 FROM DISTRICT 6; \$2,500 EACH FROM DISTRICTS 2 AND 12; \$1,500 FROM DISTRICT 8; \$1,000 FROM DISTRICT 3; AND \$500 EACH FROM DISTRICTS 1, 13, 15, AND 16, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO KENTUCKY SHAKESPEARE FESTIVAL, INC. FOR PROGRAM EXPENSES RELATED TO THE KENTUCKY SHAKESPEARE FESTIVAL'S 50TH ANNIVERSARY SEASON.

**Status:**-On Council Agenda - New Business  
**Committee:**-Appropriations, NDFs and CIFS  
**Primary Sponsor:**  
 -Vicki Aubrey Welch  
 -Marianne Butler  
 -Tom Owen  
 -Mary C. Woolridge  
 -Judy Green  
 -George Unseld  
 -Barbara Shanklin  
 -Rick Blackwell

58- O-73-04-10 AN ORDINANCE APPROPRIATING \$11,925.00 FROM DISTRICT NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$1,404.20 FROM DISTRICT 15; \$1,404.16 EACH FROM DISTRICTS 6, 12, 13, 14, AND 21; \$1,000.00 EACH FROM DISTRICTS 10 AND 25; AND \$500 EACH FROM DISTRICTS 3, 18, AND 26, TO METRO PARKS FOR THE 2010 MOVIES UNDER THE STARS EVENT AT THE IROQUOIS AMPHITHEATER.

**Status:**-On Council Agenda - New Business  
**Committee:**-Appropriations, NDFs and CIFS  
**Primary Sponsor:**  
 -Marianne Butler  
 -Doug Hawkins  
 -Jim King  
 -George Unseld  
 -Rick Blackwell  
 -Vicki Aubrey Welch  
 -Robert Henderson

59- O-74-04-10 AN ORDINANCE APPROPRIATING \$10,000 FROM THE DISTRICT 1 NEIGHBORHOOD DEVELOPMENT FUND, TO METRO PARKS DEPARTMENT FOR ACTIVITIES AND COMMUNITY EVENTS IN DISTRICT 1.

**Status:**-On Council Agenda - New Business  
**Committee:**-Appropriations, NDFs and CIFS  
**Primary Sponsor:**-Judy Green

60- O-77-04-10 AN ORDINANCE APPROPRIATING \$2,500 FROM THE DISTRICT 9 NEIGHBORHOOD DEVELOPMENT FUND TO THE LOUISVILLE METRO PARKS DEPARTMENT FOR PAYMENT TO CREATIVE SOLUTIONS FOR FACILITATION OF THE GREEN TRIANGLE DESIGN TEAM, RESIDENT MEETINGS, INPUT FOR VISION STATEMENT AND ONE YEAR ACTION PLAN, WHICH RECEIVED \$5,000 ON MARCH 18, 2010 FROM THE LOUISVILLE METRO COUNCIL APPROPRIATIONS COMMITTEE.

**Status:**-On Council Agenda - New Business  
**Committee:**-Appropriations, NDFs and CIFs  
**Primary Sponsor:**-Tina Ward-Pugh

61- O-82-04-10 AN ORDINANCE APPROPRIATING \$11,000 FROM THE FOLLOWING NEIGHBORHOOD DEVELOPMENT FUNDS, \$5,000 FROM DISTRICTS 12 AND 13 AND \$1,000 FROM DISTRICT 15, TO THE LOUISVILLE METRO PARKS DEPARTMENT FOR EXPENSES RELATED TO THE KENTUCKY DERBY FESTIVAL RAMBLE FOR THE ROSES.

**Status:**-On Council Agenda - New Business  
**Committee:**-Appropriations, NDFs and CIFs  
**Primary Sponsor:**  
 -Marianne Butler  
 -Rick Blackwell  
 -Vicki Aubrey Welch

62- O-81-04-10 AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AUTHORIZING AND RATIFYING ACTIONS IN THE STRUCTURING, STAFFING, PLANNING AND PREPARATION OF ALL DOCUMENTATION FOR THE ISSUANCE OF CERTAIN GENERAL OBLIGATION BONDS OR GENERAL OBLIGATION NOTES OF THE METRO GOVERNMENT; AUTHORIZING THE ISSUANCE OF SUCH BONDS OR NOTES TO FINANCE THE OBLIGATIONS OF METRO GOVERNMENT IN CONNECTION WITH SETTLEMENT OF LITIGATION RELATED TO THE LOUISVILLE FIRE DEPARTMENT EMPLOYEES CLAIMS FOR OVERTIME WAGES IN A MAXIMUM AMOUNT OF THIRTY FIVE MILLION DOLLARS AS FURTHER SET FORTH HEREIN; SETTING FORTH THE TERMS AND CONDITIONS ON WHICH THE BONDS OR NOTES ARE TO BE ISSUED AND SOLD; DEFINING AND PROVIDING FOR THE RIGHTS OF THE HOLDERS OF THE BONDS OR NOTES AND PROVIDING FOR THE APPLICATION OF THE PROCEEDS THEREOF; AND TAKING OTHER RELATED ACTION

**Status:**-On Council Agenda - New Business  
**Committee:**-Budget  
**Primary Sponsor:**-Jim King

63. R-104-04-10 A RESOLUTION OF THE LOUISVILLE/JEFFERSON COUNTY METRO COUNCIL APPROVING THE APPLICATION OF LAS PALMAS HEADQUARTERS, LLC FOR INDUSTRIAL BUILDING REVENUE BOND FINANCING OF AN INDUSTRIAL BUILDING PROJECT; UNDERTAKING THE ISSUANCE OF INDUSTRIAL BUILDING REVENUE BONDS TO FINANCE THE PROJECT; AND TAKING OTHER PRELIMINARY ACTION

**Status:**-On Council Agenda - New Business  
**Committee:**-Budget  
**Primary Sponsor:**-Stuart Benson

64- R-97-04-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – ATI ENVIRONMENTAL SERVICES, INC. – HOUSING & FAMILY SERVICES - \$41,700.00.

**Status:**-On Council Agenda - New Business  
**Committee:**-Contracts and Appointments  
**Primary Sponsor:**-Judy Green

65- R-100-04-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT – (THE CENTER FOR ACCESSIBLE LIVING, INC.- \$25,000.00).

**Status:**-On Council Agenda - New Business  
**Committee:**-Contracts and Appointments  
**Primary Sponsor:**-Vicki Aubrey Welch

66- [R-101-04-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT ECONOMIC DEVELOPMENT DEPARTMENT – THE CORRADINO GROUP, INC. - \\$100,000.00.](#)

**Status:**-On Council Agenda - New Business  
**Committee:**-Contracts and Appointments  
**Primary Sponsor:**-Marianne Butler

67- [R-102-04-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT ECONOMIC DEVELOPMENT DEPARTMENT – SABAK, WILSON & LINGO, INC. - \\$100,000.00.](#)

**Status:**-On Council Agenda - New Business  
**Committee:**-Contracts and Appointments  
**Primary Sponsor:**-Marianne Butler

68- [R-103-04-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT – \(SPALDING UNIVERSITY - \\$43,282.00\).](#)

**Status:**-On Council Agenda - New Business  
**Committee:**-Contracts and Appointments  
**Primary Sponsor:**-David Tandy

69- [R-106-04-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – PHILIP TAMPLIN D/B/A TAMPLIN & CO. - \\$25,000.00.](#)

**Status:**-On Council Agenda - New Business  
**Committee:**-Contracts and Appointments  
**Primary Sponsor:**-Robert Henderson

70- [R-93-04-10 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY, THROUGH METRO UNITED WAY, IN THE AMOUNT OF \\$215,894 FOR THE EMERGENCY FOOD AND SHELTER NATIONAL BOARD PROGRAM TO BE USED BY THE DEPARTMENT OF HOUSING AND FAMILY SERVICES.](#)

**Status:**-On Council Agenda - New Business  
**Committee:**-Health & Human Needs  
**Primary Sponsor:**-Judy Green

71- [R-105-04-10 A RESOLUTION SUPPORTING THE LOUISVILLE METRO DEPARTMENT OF HEALTH AND WELLNESS'S INITIATIVES TO CREATE AN EDUCATION PROGRAM TO MAKE THE PUBLIC AWARE OF THE DANGERS OF TRANS FATS CONSUMPTION, TO INSTITUTE A VOLUNTARY CAMPAIGN FOR FOOD SERVICE ESTABLISHMENTS TO REMOVE TRANS FATS FROM THEIR MENUS AND TO ESTABLISH A REWARDS PROGRAM FOR THOSE ENTITIES WHO DISCONTINUE USING AND/OR COOKING WITH TRANS FATS.](#)

**Status:**-On Council Agenda - New Business  
**Committee:**-Health & Human Needs  
**Primary Sponsor:**-Dan Johnson

72- [R-95-04-10 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT AND ENACT A GRANT FROM THE US ENVIRONMENTAL PROTECTION AGENCY \(EPA\), RELATING TO THE AMERICAN RECOVERY AND REINVESTMENT ACT \(ARRA\), IN THE AMOUNT OF \\$2,000,000 FOR THE SMARTWAY PROGRAM TO BE USED BY THE LOUISVILLE METRO ECONOMIC DEVELOPMENT DEPARTMENT TO ESTABLISH A REVOLVING LOAN FUND FOR NON-ROAD DIESEL EQUIPMENT RETROFITS, REPOWERS AND REPLACEMENTS.](#)

**Status:**-On Council Agenda - New Business  
**Committee:**-Labor & Economic Development  
**Primary Sponsor:**-Mary C. Woolridge

73- [O-75-04-10 AN ORDINANCE AMENDING ORDINANCE NO. 172, SERIES 2008 IN ORDER TO EFFECTUATE THE ISSUANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT INDUSTRIAL REVENUE BONDS, SERIES B; AND TAKING OTHER RELATED ACTIONS.](#)

**Status:**-On Council Agenda - New Business  
**Committee:**-Labor & Economic Development  
**Primary Sponsor:**-Marianne Butler

74- [R-99-04-10 A RESOLUTION DETERMINING ONE \(1\) VACANT PARCEL OF REAL PROPERTY LOCATED AT PETERSBURG ROAD AT ELLINGTON AVENUE OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT \("METRO GOVERNMENT"\) AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS TRANSFER.](#)

**Status:**-On Council Agenda - New Business  
**Committee:**-Labor & Economic Development  
**Primary Sponsor:**-Barbara Shanklin

75- [R-96-04-10 A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR, ACCEPT AND ENACT A GRANT FROM THE US ENVIRONMENTAL PROTECTION AGENCY \(EPA\) DIESEL EMISSIONS REDUCTION NATIONAL PROGRAM \(DERA\) IN THE AMOUNT OF \\$1,164,766 TO BE USED THROUGH THE LOUISVILLE METRO GOVERNMENT AIR POLLUTION CONTROL DISTRICT \(APCD\).](#)

**Status:**-On Council Agenda - New Business  
**Committee:**-Public Safety  
**Primary Sponsor:**-Mary C. Woolridge

76- [R-94-04-10 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET CONCERNING A \\$300,000.00 GRANT FOR A US 42 IMPROVEMENT PROJECT.](#)

**Status:**-On Council Agenda - New Business  
**Committee:**-Transportation/Public Works  
**Primary Sponsor:**-Kenneth C. Fleming

77- [O-76-04-10 AN ORDINANCE CHANGING THE ZONING FROM R-6, MULTI-FAMILY RESIDENTIAL TO OR, OFFICE RESIDENTIAL ON PROPERTY LOCATED AT 4408 & 4410 SOUTH 3RD STREET, CONTAINING 0.1 ACRES, AND BEING IN LOUISVILLE METRO \(CASE NO. 12545\).](#)

**Status:**-On Council Agenda - New Business  
**Committee:**-Planning/Zoning, Land Design & Development

**Primary Sponsor:**-Jon Ackerson

78- [O-78-04-10 AN ORDINANCE CHANGING THE ZONING FROM R-7, MULTI-FAMILY RESIDENTIAL TO C-2, COMMERCIAL ON PROPERTY LOCATED AT 1565, 1567, 1569 & 1575 STORY AVENUE, CONTAINING 0.89 ACRES, AND BEING IN LOUISVILLE METRO \(CASE NO. 12978\).](#)

**Status:**-On Council Agenda - New Business

**Committee:**-Planning/Zoning, Land Design & Development

**Primary Sponsor:**-Jon Ackerson

79- [O-79-04-10 AN ORDINANCE CHANGING THE ZONING FROM R-4, SINGLE-FAMILY RESIDENTIAL TO CM, COMMERCIAL MANUFACTURING AND M-3, INDUSTRIAL ON PROPERTY LOCATED AT 11661, 11671 & 11681 BLANKENBAKER ACCESS DRIVE, CONTAINING A TOTAL OF 2.8 ACRES, AND BEING IN LOUISVILLE METRO \(CASE NO. 12369\).](#)

**Status:**-On Council Agenda - New Business

**Committee:**-Planning/Zoning, Land Design & Development

**Primary Sponsor:**-Jon Ackerson

80- [O-80-04-10 AN ORDINANCE CHANGING THE ZONING FROM M-2, INDUSTRIAL TO R-5, SINGLE-FAMILY RESIDENTIAL ON PROPERTIES ADDRESSED ON LILLIAN WAY, MARYTENA WAY AND LORA DRIVE, CONTAINING A TOTAL OF 47 PROPERTIES LOCATED IN THE PREWITT ACRES SUBDIVISION, AND BEING IN LOUISVILLE METRO \(CASE NO. 13663\).](#)

**Status:**-On Council Agenda - New Business

**Committee:**-Planning/Zoning, Land Design & Development

**Primary Sponsor:**-Jon Ackerson

#### **ADJOURNMENT:**

PRESIDENT OWEN: Thank you. Before we have a motion to adjourn the meeting, I would ask those council members that wish to make announcements to remain in the chamber and request to speak on your system. Do I hear a motion to adjourn?

COUNCILMAN KING: Motion to adjourn.

COUNCILWOMAN HAMILTON: Second.

PRESIDENT OWEN: Without objection, we are adjourned

There being no further business, the **Regular April 15, 2010** Metro Council meeting adjourned without objection at 7:12 PM EDT.

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Kathleen J. Herron, Metro Council Clerk

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Thomas L. Owen, Metro Council President

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| ANNOUNCEMENTS: CW Welch, CW Hamilton and President Owen made announcements. |
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